

Explanation of Benefits (EOB) form. The EOB form is generated by the CHAMPVA automated payment processing system. If a beneficiary disagrees with the determination concerning covered services or calculation of benefits, he or she may request reconsideration. Such requests must be submitted to the Center in writing within one year of the date of the initial determination. The request must state why the beneficiary believes the decision is in error and must include any new and relevant information not previously considered. Any request for reconsideration that does not identify the reason for dispute will be returned to the claimant without further consideration. After reviewing the claim and any relevant supporting documentation, a CHAMPVA benefits advisor will issue a written determination to the beneficiary that affirms, reverses or modifies the previous decision. If the beneficiary is still dissatisfied, within 30 days of the date of the decision he or she may make a written request for review by the Center Director. The Director will review the claim and any relevant supporting documentation and issue a decision in writing that affirms, reverses or modifies the previous decision. The decision of the Director with respect to benefit coverage and computation of benefits is final.

(Authority: 38 U.S.C. 1713)

Note: Denial of CHAMPVA benefits based on legal eligibility requirements may be appealed to the Board of Veterans Appeals in accordance with 38 C.F.R. Part 20. Medical determinations are not appealable to the Board. 20 C.F.R. § 20.101.

#### **§ 17.277 Third Part Liability/Medicare Cost Recovery.**

The Center will actively pursue third party liability/medical care cost recovery in accordance with 38 CFR 1.900, *et seq.*

#### **§ 17.278 Confidentiality of records.**

Confidentiality of records will be maintained in accordance with 38 CFR 1.500, *et seq.*  
[FR Doc. 96-27668 Filed 10-31-96; 8:45 am]

BILLING CODE 8320-01-P

## **ENVIRONMENTAL PROTECTION AGENCY**

### **40 CFR Part 52**

[CA 126-0011b; FRL-5616-7]

#### **Approval and Promulgation of State Implementation Plans; California State Implementation Plan Revision; Mojave Desert Air Quality Management District; South Coast Air Quality Management District**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve revisions to the California State Implementation Plan (SIP) which control oxides of nitrogen (NO<sub>x</sub>) from boilers and process heaters, internal combustion engines, residential water heaters, and gas turbines. The intended effect of proposing approval of these rules is to regulate emissions of NO<sub>x</sub> in accordance with the requirements of the Clean Air Act, as amended in 1990 (CAA or the Act). In the Rules section of this Federal Register, EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial action and anticipates no adverse comments. A detailed rationale for this approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed action, no further activity is contemplated in relation to this action. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments on this proposed rule must be received in writing by December 2, 1996.

**ADDRESSES:** Written comments on this action should be addressed to: Daniel A. Meer, Rulemaking Section (A-5-3), Air and Toxics Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901.

Copies of the rules and EPA's evaluation report of each rule are available for public inspection at EPA's Region IX office during normal business hours. Copies of the submitted rules are also available for inspection at the following locations:

Environmental Protection Agency, Air Docket (6102), 401 "M" Street, SW., Washington, DC 20460.  
California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 2020 "L" Street, Sacramento, CA 95814.  
Mojave Desert Air Quality Management District, 15428 Civic Drive, Suite 200, Victorville, CA 92392.  
South Coast Air Quality Management District, 21865 E. Copley Drive, Diamond Bar, CA 91765-4182.

**FOR FURTHER INFORMATION CONTACT:** Mae Wang, Rulemaking Section (A-5-3), Air and Toxics Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901, Telephone: (415) 744-1200.

**SUPPLEMENTARY INFORMATION:** This document concerns Mojave Desert Air Quality Management District (MDAQMD) Rule 1157, Boilers and Process Heaters; MDAQMD Rule 1160, Internal Combustion Engines; South Coast Air Quality Management District (SCAQMD) Rule 1121, Control of Nitrogen Oxides from Residential Type Natural Gas-Fired Water Heaters; and SCAQMD Rule 1134, Emissions of Oxides of Nitrogen from Stationary Gas Turbines. MDAQMD Rule 1157 and Rule 1160 were submitted to EPA by the California Air Resources Board on November 30, 1994. SCAQMD Rule 1121 was submitted on May 24, 1995, and SCAQMD Rule 1134 was submitted on March 26, 1996. For further information, please see the information provided in the direct final action which is located in the Rules section of this Federal Register.

Authority: 42 U.S.C. 7401-7671q.

Date Signed: September 17, 1996.

Felicia Marcus,

*Regional Administrator.*

[FR Doc. 96-27847 Filed 10-31-96; 8:45 am]

BILLING CODE 6560-50-W

### **40 CFR Part 52**

[CA 168-0019b; FRL-5641-8]

#### **Approval and Promulgation of State Implementation Plans; California State Implementation Plan Revision, Sacramento Metropolitan Air Quality Management District**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to act on revisions to the California State Implementation Plan (SIP) which concern five negative declarations from